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10 | Attorneys for Defendant VIZIO, INC.

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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

16 | INNOVUS PRIME LLC,

17 Plaintiff,

18 | VS.

19 | VIZIO, INC.,

**20** Defendant.

CASE NO. CV 12-0658 WHA

**PROPOSED ORDER RE SCHEDULE  
FOR CLAIM CONSTRUCTION**

Judge: The Honorable William Alsup

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1 Pursuant to the Case Management Order, Reference to Magistrate Judge for  
 2 Settlement/Mediation, and Further Reference to Magistrate Judge for Discovery Supervision (Dkt.  
 3 25, ¶ 3) (“CMO”), the parties hereby jointly submit this Proposed Order Re Schedule for Claim  
 4 Construction.

5 In the CMO, the Court set the claim-construction hearing for December 19, 2012 and a  
 6 tutorial for December 5, 2012. As those dates relate to other dates for disclosures under the Patent  
 7 Local Run, the parties hereby submit the following jointly agreed upon proposed schedule for the  
 8 Patent Local Rule disclosures as well as for claim construction briefing under Patent Local Rule 4.

9	<u>Event</u>	<u>Date</u>
10	Plaintiff's Preliminary Infringement Contentions and accompanying document production (Pat. L.R. 3-1 & 3-2)	July 10, 2012
12	Defendant's Preliminary Invalidity Contentions and accompanying document production (Pat. L.R. 3-3 & 3-4)	August 24, 2012
14	Exchange of Proposed Terms and Elements for Construction (Pat. L.R. 4-1)	September 7, 2012
15	Exchange of Preliminary Claim Constructions & Extrinsic Evidence (Pat. L.R. 4-2)	September 14, 2012
17	Joint Claim Construction Statement (Pat. L.R. 4-3)	September 25, 2012
18	Claim Construction Discovery Cut-off (Pat. L.R. 4-4)	October 22, 2012
20	Opening Claim Construction Brief (Pat. L.R. 4-5(a))	November 1, 2012
21	Opposition Brief (Pat L.R. 4-5(b))	November 15, 2012
22	Reply Brief (Pat. L.R. 4-5(c))	November 28, 2012
23	Tutorial	December 5, 2012, 1:30 p.m.
24	Claim Construction Hearing	December 19, 2012, 1:30 p.m.
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1 Dated: June 22, 2012 LAW OFFICES OF JOHN W. CARPENTER LLC

2 By: /s/ John W. Carpenter  
3 JOHN W. CARPENTER

4 Attorneys for Plaintiff INNOVUS PRIME LLC

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6 Dated: June 22, 2012 THOMAS WHITELAW LLP

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8 By: /s/ W. Paul Schuck  
9 JOSEPH E. THOMAS  
10 WILLIAM J. KOLEGRAFF  
W. PAUL SCHUCK  
11 Attorneys for Defendant VIZIO, INC.

12 Attestation re: Electronic Signature

13 I, W. Paul Schuck, the ECF user whose ID and password are being used to file this  
14 document, hereby attest, pursuant to General Order 45 § X.B., that each person whose signature  
15 block appears above has concurred in this filing.

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17 Dated: June 22, 2012 /s/ W. Paul Schuck

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1 **PROPOSED** ORDER

2 The Proposed Order Re Schedule for Claim Construction is hereby adopted by the Court  
3 and the parties are ordered to comply with this Order.

4 **IT IS SO ORDERED.**

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6 Dated: June 26, 2012

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10 The Honorable William Alsup  
11 United States District Court Judge